1 2 3 4 5 UNITED STATES DISTRICT COURT 6 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 MARK CHRISTOPHER DOWNEY, 8 Case No. C23-5101-RAJ-MLP Petitioner, 9 ORDER OF DISMISSAL v. 10 DAVE ROBERSON, 11 Respondent. 12 13 14 Having reviewed the Report and Recommendation of the Honorable Michelle L. Peterson, United States Magistrate Judge, any objections or responses to that, and the remaining 15 record, the Court finds and ORDERS: 16 The Court ADOPTS the Report and Recommendation; (1) This action is DISMISSED without prejudice for failure to pay the filing fee as 17 (2) required by 28 U.S.C. § 1914; and 18 The Clerk is directed to send a copy of this Order to Petitioner. 19 Dated this 4th day of May, 2023. 20 Richard A Jones 21 22 The Honorable Richard A. Jones United States District Judge 23